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FILED
FEB 14 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

United States of America,

Plaintiff,

v.

Angel Leal-Miguel,

Defendant.

No. 07-10870-001M-SD

MOTION FOR EXTENSION OF TIME TO REPORT

Defendant, Angel Leal-Miguel, was ordered by this court to self-surrender on February 15, 2008 to begin a thirty day sentence for aid and abet illegal entry in violation of 8 U.S.C. § 1325.

The defendant hereby requests a thirty day extension of time to self-surrender. The defendant is the sole caretaker for his 2 year old son. At this time there is no one to care for the boy except for the defendant. His ex-wife, the boy's mother, cannot assume the boy's care due to a court order which prevents this. There are no other family members available to assume custody of the boy. The defendant and his ex-wife have a court hearing scheduled for February 14, 2008 to get court permission to allow her to assume the boy's custody during defendant's 30 day jail confinement in this case. Should the court decline to do so the defendant will seek other alternatives and make suitable arrangements for his son's care.

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Assistant U.S. Attorney Tim Andrews has been advised of this Motion. He has no objection.

For these reasons, defendant moves this court to delay his self-surrender date for 30 days.

Respectfully submitted: February 11, 2008.

JON M. SANDS
Federal Public Defender

RICHARD L. JUAREZ
Assistant Federal Public Defender

I, Monica Y. Cortes her certify that a copy of the was delivered this 11th day of February, 2008 to:

Timothy F. Andrews
Assistant United States Attorney

Copy mailed to:

Defendant

s/M. Cortes

FILED
FEB 1 4 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY [signature] DEPUTY

IN THE UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

United States of America,

Plaintiff,

v.

Angel Leal-Miguel,

Defendant.

NO. 07-10870-001M-SD

ORDER RE: MOTION FOR EXTENSION OF TIME TO SELF - SURRENDER

HAVING considered Defendant's Motion For Extension of Time to Self-Surrender, and for good cause shown,

IT IS HEREBY ORDERED granting said Motion.

IT IS FURTHER ORDERED the defendant to self-surrender to the Yuma-U.S. Marshal's Office on March 15, 2008 at 11:00 a.m.

DATED this 12 day of February, 2008.

[signature]

Honorable Jay Irwin
United States Magistrate Judge